

Ordinance No. 10566

An ordinance providing for the
laying off, extending and
widening of No. 45th St., from
Woodland park Ave. to
15th Ave. Northeast,

47

Council Bill No. 2041

INTRODUCED: FEB 8 - 1904	BY: MURPHY
REFERRED: FEB 9 - 1904	TO STREET COM.
REPORTED: FEB 10 - 1904	
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PRESENTED TO MAYOR: FEB 14 - 1904	APPROVED: FEB 14 - 1904
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ENGROSSED: VOL. 47 FOLIO 7	BY: Sanders
COMPARED BY: ✓	FILE NO.

711
722

ORDINANCE NO. 10566 .

AN ORDINANCE providing for the laying off, extending and widening of North Forty-fifth Street, in the City of Seattle, between Woodland Park Avenue and Fifteenth Avenue Northeast, as a public street and highway, and providing for the taking and damaging of land and other property necessary therefor and for the ascertainment and payment of the just compensation to be made for the private property to be taken or damaged for said purpose, and for an assessment upon the property benefited and for the purpose of making such compensation.

WHEREAS, public necessity demands that said North Forty-fifth Street be laid off, extended and widened as a public street and highway, in the City of Seattle, as herein provided; and that the same will be of special benefit to certain lands and other premises, Now, Therefore,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:---

Section 1. That North Forty-fifth Street, in the City of Seattle, be, and the same is, hereby laid off, extended and widened between Woodland Park Avenue and Fifteenth Avenue Northeast, as a public street and highway, over and across the following described property, not already platted as a public street:--

A strip of land seventy (70) feet in width, being thirty-five (35) feet on each side of the Section line between Sections Seven (7) and Eighteen (18), Township Twenty-five (25) North, Range Four (4) East, W. M., from Woodland Park ~~xxxxxx~~ Avenue to Meridian Avenue (and the East side of Sections Seven (7) and Eighteen (18); also a strip of land seventy (70) feet in width, being thirty-five (35) feet on each side of the Section line between Sections Eight (8) and Seventeen (17), Township Twenty-five (25) North, Range Four (4) East, W. M., from Meridian Avenue to Fifteenth Avenue Northeast.

Section 2. That all the lands, rights and privileges and other property within the limits of the above bounded and described tracts are hereby condemned and appropriated to the public use for the purpose of a public street, and the same to be taken and appropriated only after just compensation has been made or paid into Court for the owner in the manner provided by law.

Section 3. That the Corporation Counsel be, and he is, hereby, authorized and directed to file in the Superior Court of King County, State of Washington, a petition in the name of the City of Seattle, praying that just compensation^{to} be made for the private property to be taken or damaged for the purpose of laying off, extending and widening of said North Forty-fifth Street, as provided in Section One hereof, "be ascertained by a jury or by the Court in case a jury be waived," which petition shall comply with the requirements of the act of the Legislature of the State of Washington, entitled, "An act to enable cities of the first class to exercise the right of eminent domain for the taking and damaging of land and property for public purposes, providing a method of making compensation therefor and providing for special assessments in certain cases upon property benefited, and declaring an emergency," approved March 9th, 1893, and all such acts and proceedings shall be taken and done as are provided by said act.

Section 4. An assessment shall be made in the manner provided by said act of the Legislature for the purpose of raising the amount necessary to pay the compensation and damages which shall be awarded for the property taken as aforesaid, and for the costs of the proceedings, and such assessment shall be made subject to the provisions of said act of the Legislature upon all the property specially benefited.

Any part of the compensation, damages or costs that is not finally assessed against said property benefited shall be paid from the general fund of the City.

For the purpose of said special assessment a supplemental petition shall be filed in said Court, and all other acts and proceedings shall be taken and done for the making, completion and collection of said assessment as in said act of the Legislature provided.

Sec. 5. This Ordinance shall take effect and be in force from and after its passage and approval, if approved by the Mayor; otherwise it shall take effect at the time it shall become a law under the provisions of the City Charter.

Passed the City Council the 8th day of FEBRUARY 1904

and signed by me in open session in authentication of its passage

this 8th day of FEBRUARY 1904

J. A. James
President of the City Council.

Approved by me this 10th day of FEBRUARY 1904

J. M. Munn
Mayor.

Filed by me this 10th day of FEBRUARY 1904

Attest:

J. D. Rippling
City Comptroller and ex-officio City Clerk.

Deputy Clerk.

Published 13 1904

J. D. Rippling
City Comptroller and ex-officio City Clerk.

Deputy Clerk.